

MAR 14 2002

UNITED STATES DEPARTMENT OF STATE
BUREAU OF POLITICAL-MILITARY AFFAIRS
WASHINGTON, DC 20520

In the Matter of:

A & C INTERNATIONAL TRADE
INC.
New York

Respondent

ORDER

WHEREAS the Office of Defense Trade Controls, Bureau of Political Military Affairs, United States Department of State ("Department"), has notified A & C International Trade Inc. ("A & C International") of its intention to initiate an administrative proceeding against it pursuant to the Arms Export Control Act (the "Act") (22 C.F.R. § 2778 (e)) and its implementing regulations, the International Traffic in Arms Regulations (22 C.F.R. § 120-130) the ("Regulations"), based on an allegation set forth in a proposed charging letter that A & C International violated § 38 of the Act (22 U.S.C. § 2778) and the Regulations, in that on or about November 30, 1995 A & C International did knowingly and willfully export a defense article without applying for or obtaining the required approval from the Department for the export of defense articles covered by the U.S. Munitions List (22 C.F.R. 121.1); and

WHEREAS, the Department of State and A & C International have entered into a Consent Agreement pursuant to Section 128.11 of the Regulations whereby the Department and A & C International have agreed to settle this matter in accordance with the terms and conditions set forth therein;


IT IS ORDERED,

FIRST, that A & C International shall pay to the Department a civil penalty of \$100,000 (one hundred thousand dollars) by cashier's check or certified check made payable to the Department of State. A & C International shall pay \$33,333.34 at the time of signing this Order and \$33,333.33 on March 10, 2001 and again on March 10, 2002, for a total of \$100,000.00. Payment in full or in larger amounts than agreed to in this Order may be made.

SECOND, that A & C International is debarred from receiving licenses or other authorizations for the export of defense articles, temporary import or temporary export of defense articles, as defined in Section 120.6 of the Regulations for a three period following conviction for violation of the Act. A & C International may apply for reinstatement at the end of a one year period, provided that the \$100,000.00 penalty has been paid in full. A decision on reinstatement will be made with the concurrence of the Departments of Justice and Treasury and based upon the fulfillment of the terms of this Order, submission (to the Department) and acceptance (by the Department) of a Compliance Manual and a representation that no further violations of the Act or the Regulations will occur.

THIRD, that the proposed Charging Letter, the Consent Agreement and this Order shall be made available to the public.

This Order becomes effective on the day it is signed.



Eric D. Newsom
Assistant Secretary
for Political-Military Affairs

Entered this 14 day of MARCH 2000